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16	[Additional Counsel Identified on Signature Page]		
17	UNITED STATES	DISTRICT COURT	
18	FOR THE NORTHERN DI	STRICT OF CALIFORNIA	
19	SAN FRANCIS	SCO DIVISION	
20	FEDERAL TRADE COMMISSION,	Case No. 3:22-cv-02880-JSC	
21	Plaintiff,	[PROPOSED] ORDER GRANTING	
22	v.	DEFENDANTS' ADMINISTRATIVE MOTION TO SEAL OPPOSITION TO	
23	MICROSOFT CORPORATION and	PLAINTIFF'S MOTION FOR PRELIMINARY INJUNCTION (Civil L.R.	
24	ACTIVISION BLIZZARD, INC.,	79-5)	
25	Defendants.	Date: TBA	
26		Time: TBA Dept.: Courtroom 8—19th Floor	
27		Judge: Honorable Jacqueline S. Corley	
28			

CASE No. 3:22-cv-02880-JSC

[PROPOSED] ORDER RE DEFENDANTS' ADMIN.

MOTION TO SEAL

With respect to the information that Defendants Microsoft Corporation and Activision Blizzard (collectively, "Defendants"), Defendants filed an Administrative Motion to File Under Seal Their Opposition to Plaintiff's Motion for Preliminary Injunction ("Administrative Motion"). Defendants, in accordance with Civil Local Rule 79-5(c)(3), identified "in table format each document or portion thereof that is sought to be sealed," namely:

Document	Portions to Be Filed Under Seal	<b>Designating Party</b>	Basis for Sealing Request <sup>1</sup>
Opposition	Page 1, portions of lines 7-8	Microsoft	This portion contains non-public and highly sensitive information including, but not limited to, confidential internal decision-making processes, investment decisions, market share analyses, and revenue figures and projections, which could be used to injure Microsoft if made publicly available.
Opposition	Page 1, portion of line 28; Page 2, line 1	Microsoft	This portion contains non-public and highly sensitive information including, but not limited to, confidential potential business partnerships, confidential internal decision-making processes, investment decisions, and strategic evaluation of forward-looking opportunities, which could be used to injure Microsoft if made publicly available.

<sup>&</sup>lt;sup>1</sup> Legitimate private interests warrant the sealing of the Microsoft and Activision information in this chart, and the unsealing of the information would result in injury to Microsoft and Activision that cannot be avoided through any less restrictive alternative to sealing.

1 2 3	Opposition	Page 2, portion of lines 6-7	Microsoft	This portion contains non- public and highly sensitive information including, but not limited to, confidential investment decisions,
5				strategic evaluation of forward-looking
6				opportunities, assessment
7				of the competitive landscape, and potential
8				business partnerships, which could be used to
9   10				injure Microsoft if made publicly available.
11	Opposition	Page 3, portion of line 9	Microsoft	This portion contains non-
12				public and highly sensitive information including, but
13				not limited to, confidential investment decisions,
14 15				market share analyses, and revenue figures and
16				projections, which could be used to injure Microsoft
17				if made publicly available.
18	Opposition	Page 4, portion of line 25	Microsoft	This portion contains non- public and highly sensitive
19 20				information including, but not limited to, confidential
21				revenue figures and
22				projections, and confidential internal
23				presentations containing business strategy, which
24				could be used to injure Microsoft if made publicly
25 26				available.
27	Opposition	Page 5, portions of lines 7, 10	Microsoft	This portion contains non- public and highly sensitive
28				information including, but

1   2   3   4   5   6				not limited to, confidential internal figures and projections, and strategic evaluation of forward-looking opportunities, which could be used to injure Microsoft if made publicly available.
7   8   9   10   11   12   13   14   15   16   17	Opposition	Page 6, portions of lines 1-5	Microsoft and Activision	This portion contains non-public and highly sensitive information including, but not limited to, confidential internal decision-making processes, investment decisions, strategic evaluation of forward-looking opportunities, market share analyses, assessment of the competitive landscape, and internal figures and projections, which could be used to injure Microsoft and Activision if made publicly available.
18   19   20   21   22   23   24   25   26   27   28	Opposition	Page 6, portions of lines 16-17	Activision	This portion contains non-public and highly sensitive information including, but not limited to, confidential internal decision-making processes, investment decisions, strategic evaluation of forward-looking opportunities, potential business partnerships, and internal presentations discussing business strategy, which could be used to injure Activision if made

1				publicly available.
2	Opposition	Page 7, portion of line 7, portion of lines 10-13,	Microsoft	This portion contains non-
3		footnote 5		public and highly sensitive information including, but
5				not limited to, confidential internal decision-making
6				processes, investment decisions, strategic
7				evaluation of forward-
8				looking opportunities, market share analyses,
9				internal figures and projections, and
10				assessment of the
11				competitive landscape, which could be used to
12				injure Microsoft if made publicly available.
13				
14	Opposition	Page 7, portions of lines 17-18	Microsoft	This portion contains non- public and highly sensitive
15				information including, but
16				not limited to, confidential internal decision-making
17 18				processes, investment decisions, strategic
19				evaluation of forward-
20				looking opportunities, and market share analyses,
21				which could be used to injure Microsoft if made
22				publicly available.
23	Opposition	Page 7, portions of lines 25-	Microsoft	This portion contains non-
24		26; Page 8, portions of lines 1-2		public and highly sensitive information including, but
25				not limited to, confidential
26				internal decision-making processes, investment
27				decisions, strategic
28				evaluation of forward-

1 2 3				looking opportunities, assessment of the competitive landscape, and potential business
4 5				partnerships, which could be used to injure Microsoft if made publicly available.
6   7   8   9   10   11   12   13   14   15	Opposition	Page 8, portions of lines 4-6	Microsoft	This portion contains non-public and highly sensitive information including, but not limited to, confidential internal decision-making processes, investment decisions, strategic evaluation of forward-looking opportunities, assessment of the competitive landscape, and potential business partnerships, which could be used to injure Microsoft
16   17   18   19   20   21   22   23   24   25   26   27	Opposition	Page 11, portions of lines 7-11, portion of footnote 7	Microsoft and Activision	This portion contains non-public and highly sensitive information including, but not limited to, confidential internal decision-making processes, investment decisions, strategic evaluation of forward-looking opportunities, assessment of the competitive landscape, business partnerships, and business strategy discussions, which could be used to injure Microsoft and Activision if made
28				publicly available.

1	Opposition	Page 12 partian of factness	Microsoft	This portion contains non
$_{2}$	Opposition	Page 12, portion of footnote 9	Wilciosoft	This portion contains non-public and highly sensitive
3				information including, but
$\frac{1}{4}$				not limited to, confidential internal decision-making
5				processes, investment
6				decisions, strategic evaluation of forward-
$\frac{0}{7}$				looking opportunities,
$\begin{pmatrix} 7 \\ 8 \end{pmatrix}$				market share analyses, assessment of the
9				competitive landscape,
0				and internal figures and projections, which could
				be used to injure Microsoft
$\begin{bmatrix} 1 \\ 2 \end{bmatrix}$				and Activision if made publicly available.
$\begin{bmatrix} 2 \\ 2 \end{bmatrix}$	Opposition	Page 12 martians of lines 2	Microsoft and	
3	Opposition	Page 13, portions of lines 3-5, footnote 10	Activision	This portion contains non-public and highly sensitive
4				information including, but not limited to, confidential
5				internal decision-making
7				processes, investment decisions, strategic
8				evaluation of forward-
				looking opportunities, market share analyses,
9				assessment of the
20				competitive landscape, business strategy
21				discussions, and revenue
22				figures and projections, which could be used to
23				injure Microsoft and
24				Activision if made publicly available.
25		D 44 1 2 2 2		
26	Opposition	Page 14, portions of lines 7-9	Microsoft	This portion contains non-public and highly sensitive
27				information including, but
$28 \parallel$		DER RE DEFENDANTS' ADMIN.	6	not limited to, confidential  CASE No. 3:22-CV-02880-JS

$\begin{bmatrix} 1 \\ 2 \end{bmatrix}$				internal decision-making processes, investment
3				decisions, and strategic evaluation of forward-
4				looking opportunities,
5				which could be used to injure Microsoft if made
6				publicly available.
7	Opposition	Page 15, portions of lines 13-16	Microsoft	This portion contains non- public and highly sensitive
8				information including, but
9				not limited to, confidential internal decision-making
10 11				processes, investment decisions, strategic
12				evaluation of forward-
13				looking opportunities, market share analyses,
14				assessment of the competitive landscape,
15				and potential business
16				partnerships, which could be used to injure Microsoft
17				if made publicly available.
18	Opposition	Page 16, portion of line 4	Microsoft	This portion contains non-
19				public and highly sensitive information including, but
20				not limited to, confidential internal decision-making
21				processes, investment
22				decisions, strategic evaluation of forward-
23				looking opportunities, and
24				internal presentations discussing business
25				strategy, which could be
26				used to injure Microsoft if made publicly available.
27 28	Opposition	Page 17, portions of lines	Microsoft	This portion contains non-
11,				

1		14-17		public and highly sensitive information including, but
2				not limited to, confidential
3				internal decision-making processes, investment
4				decisions, strategic
5				evaluation of forward- looking opportunities, and
6				assessment of the
7				competitive landscape,
8				which could be used to injure Microsoft if made
9				publicly available.
10	Opposition	Page 19, portion of footnote 13	Microsoft	This portion contains non-
11		15		public and highly sensitive information including, but
12				not limited to, confidential
13				internal revenue figures and projections, which
14				could be used to injure
15				Microsoft if made publicly available.
16	Opposition	Page 20, portions of lines	Activision	This portion contains non-
17	Opposition	12-14, footnote 14	Activision	public and highly sensitive
18				information including, but
19				not limited to, confidential internal decision-making
20				processes, investment
21				decisions, strategic evaluation of forward-
22				looking opportunities,
23				assessment of the competitive landscape,
24				and potential business
25				partnerships, which could
26				be used to injure Activision if made
27				publicly available.
28	Opposition	Page 21, portions of lines 19-21; Page 22, portions of	Activision	This portion contains non-

1		lines 1-2		public and highly sensitive
2				information including, but not limited to, confidential
3				internal decision-making
				processes, investment
4				decisions, strategic
5				evaluation of forward-
6				looking opportunities, assessment of the
7				competitive landscape,
8				and potential business
9				partnerships, which could be used to injure
				Activision if made
10				publicly available.
11	Opposition	Page 22, portions of lines	Activision	This portion contains non-
12		17-19		public and highly sensitive
13				information including, but
14				not limited to, confidential internal decision-making
				processes, investment
15				decisions, strategic
16				evaluation of forward-
17				looking opportunities, assessment of the
18				competitive landscape,
19				and internal business
				strategy, which could be
20				used to injure Activision if made publicly available.
21				
22	Opposition	Page 23, lines 1-6	Microsoft	This portion contains non- public and highly sensitive
23				information including, but
24				not limited to, confidential
25				internal decision-making processes, investment
26				decisions, strategic
				evaluation of forward-
27				looking opportunities,
28				market share analyses, and

1				internal business strategy discussions, which could
2				be used to injure Microsoft
3				if made publicly available.
4 5	Opposition, Ex. 2 (RX3166)	Entire document	Microsoft	This document contains non-public and highly sensitive information
6				including, but not limited
7				to, confidential internal presentations discussing
8				business strategy, which
9				could be used to injure Microsoft if made publicly
10				available.
11	Opposition,	Entire document	Microsoft	This document contains
12	Ex. 3			non-public and highly
13				sensitive information including, but not limited
14				to, confidential internal
15				decision-making processes, investment
16				decisions, strategic
17				evaluation of forward-looking opportunities,
18				market share analyses,
19				assessment of the competitive landscape,
20				business partnerships,
21				terms of existing confidential agreements,
22				revenue figures and
23				projections, and internal presentations discussing
24				business strategy, which
25				could be used to injure Microsoft if made publicly
26				available.
27	Opposition,	Entire document	Activision	This deposition transcript
28	Ex. 7 (RX4043 -			contains non-public and
	<u> </u>			

1	Kotick Dep.			highly sensitive
2	Tr.)			information including, but
				not limited to, information
3				reflecting internal
4				decision-making
5				processes, strategic evaluation of forward-
3				looking opportunities,
6				market share analyses,
7				assessment of the
				competitive landscape,
8				business partnerships,
9				terms of existing
10				confidential agreements,
				revenue figures and projections, and internal
11				presentations discussing
12				business strategy, which
13				could be used to injure
				Activision if made
14				publicly available.
15	Opposition,	Entire document	Activision	This deposition transcript
16	Ex. 8	Entire document	7 lett vision	contains non-public and
17	(RX4047 - Zerza Den			highly sensitive
17	(RX4047 - Zerza Dep. Tr.)			_
17 18	Żerza Dep.			highly sensitive information including, but not limited to, information
18	Żerza Dep.			highly sensitive information including, but not limited to, information reflecting internal
18 19	Żerza Dep.			highly sensitive information including, but not limited to, information reflecting internal decision-making
18	Żerza Dep.			highly sensitive information including, but not limited to, information reflecting internal decision-making processes, strategic
18 19	Żerza Dep.			highly sensitive information including, but not limited to, information reflecting internal decision-making processes, strategic evaluation of forward-
18 19 20	Żerza Dep.			highly sensitive information including, but not limited to, information reflecting internal decision-making processes, strategic
18 19 20 21 22	Żerza Dep.			highly sensitive information including, but not limited to, information reflecting internal decision-making processes, strategic evaluation of forward- looking opportunities,
18 19 20 21	Żerza Dep.			highly sensitive information including, but not limited to, information reflecting internal decision-making processes, strategic evaluation of forward- looking opportunities, market share analyses, assessment of the competitive landscape,
18 19 20 21 22	Żerza Dep.			highly sensitive information including, but not limited to, information reflecting internal decision-making processes, strategic evaluation of forward- looking opportunities, market share analyses, assessment of the competitive landscape, business partnerships,
18 19 20 21 22 23	Żerza Dep.			highly sensitive information including, but not limited to, information reflecting internal decision-making processes, strategic evaluation of forward- looking opportunities, market share analyses, assessment of the competitive landscape, business partnerships, terms of existing
18 19 20 21 22 23 24 25	Żerza Dep.			highly sensitive information including, but not limited to, information reflecting internal decision-making processes, strategic evaluation of forward- looking opportunities, market share analyses, assessment of the competitive landscape, business partnerships, terms of existing confidential agreements,
18 19 20 21 22 23 24	Żerza Dep.			highly sensitive information including, but not limited to, information reflecting internal decision-making processes, strategic evaluation of forward- looking opportunities, market share analyses, assessment of the competitive landscape, business partnerships, terms of existing confidential agreements, revenue figures and
18   19   20   21   22   23   24   25	Żerza Dep.			highly sensitive information including, but not limited to, information reflecting internal decision-making processes, strategic evaluation of forward- looking opportunities, market share analyses, assessment of the competitive landscape, business partnerships, terms of existing confidential agreements, revenue figures and projections, and internal
18   19   20   21   22   23   24   25   26	Żerza Dep.			highly sensitive information including, but not limited to, information reflecting internal decision-making processes, strategic evaluation of forward- looking opportunities, market share analyses, assessment of the competitive landscape, business partnerships, terms of existing confidential agreements, revenue figures and

		<u> </u>	<u> </u>	
1				could be used to injure Activision if made
2				publicly available.
3	Opposition,	Entire document	Activision	This investigational
5	Ex. 9 (RX4013 - Schnaknberg			hearing transcript contains non-public and highly
6	IH Tr.)			sensitive information
7				including, but not limited to, information reflecting
8				internal decision-making
9				processes, strategic evaluation of forward-
10				looking opportunities, market share analyses,
11				assessment of the
12				competitive landscape, business partnerships,
13				terms of existing
14				confidential agreements, revenue figures and
15				projections, and internal
16				presentations discussing business strategy, which
17				could be used to injure Activision if made
18				publicly available.
19	Opposition,	Entire document	Microsoft	This document contains
20	Ex. 11 (RX1146)			non-public and highly sensitive information
21				including, but not limited
22				to, confidential assessment of the competitive
23				landscape, which could be
24				used to injure Microsoft if made publicly available.
25	Opposition	Entire decorment	Migrosoft	This document contains
26	Opposition, Ex. 12 (RX1251)	Entire document	Microsoft	non-public and highly
27	(KA1231)			sensitive information including, but not limited
28				merading, but not innited

1 2 3 4				to, confidential assessment of the competitive landscape, which could be used to injure Microsoft if made publicly available.
5	Opposition, Ex. 15	Entire document	Activision	This document contains non-public and highly
6	(RX1038)			sensitive information
7				including, but not limited to, confidential
8				information reflecting
9				internal decision-making processes, strategic
10				evaluation of forward- looking opportunities, and
12				business partnerships, which could be used to
13				injure Activision if made
14				publicly available.
15	Opposition, Ex. 24	Entire document	Microsoft	This document contains non-public and highly
16	(RX1060)			sensitive information including, but not limited
17 18				to, confidential internal decision-making processes
19				and investment decisions,
$\begin{vmatrix} 1 \\ 20 \end{vmatrix}$				which could be used to injure Microsoft if made
21				publicly available.
22	Opposition Ex. 25	Entire document	Microsoft	This document contains
23	(RX1233, TX305)			non-public and highly sensitive information
24	111000)			including, but not limited to, confidential internal
25				decision-making processes
26				and assessment of the competitive landscape,
27				which could be used to
28				injure Microsoft if made

1				publicly available.
2 3 4	Opposition, Ex. 27 (RX4039 - Nadella Dep. Tr.)	Entire document	Microsoft	This deposition transcript contains non-public and highly sensitive information including, but
5				not limited to, confidential
6				internal decision-making processes, investment
7				decisions, strategic evaluation of forward-
8				looking opportunities, market share analyses,
9				assessment of the
11				competitive landscape, business partnerships,
12				terms of existing confidential agreements,
13				revenue figures and projections, and internal
14				presentations discussing
15				business strategy, which could be used to injure
16 17				Microsoft if made publicly available.
18	Opposition,	Entire document	Microsoft	This deposition transcript
19	Ex. 28   (RX4017 –   Hampton Dep.			contains non-public and highly sensitive
20	Tr.)			information including, but not limited to, confidential
21				internal decision-making
22				processes, investment decisions, strategic
23				evaluation of forward-looking opportunities,
<ul><li>24</li><li>25</li></ul>				market share analyses,
26				assessment of the competitive landscape,
27				business partnerships, terms of existing
28				confidential agreements,

1 2				revenue figures and projections, and internal presentations discussing
3				business strategy, which
4				could be used to injure Microsoft if made publicly
5				available.
6	Opposition,	Entire document	Microsoft	This document contains
7	Ex. 29 (RX1141)			non-public and highly sensitive information
8				including, but not limited
9				to, confidential internal decision-making processes
10				and investment decisions, which could be used to
11 12				injure Microsoft if made
				publicly available.
13	Opposition, Ex. 30	Entire document	Microsoft	This document contains
14	(RX1144)			non-public and highly sensitive information
15				including, but not limited
16				to, confidential internal
17				decision-making processes and investment decisions,
18				which could be used to
19				injure Microsoft if made publicly available.
20				
21	Opposition, Ex. 31	Entire document	Microsoft	This investigational hearing transcript contains
	(RX4002 – Choudhry IH			non-public and highly
22	Tr.)			sensitive information
23				including, but not limited to, information reflecting
24				internal decision-making
25				processes, strategic
26				evaluation of forward- looking opportunities,
27				market share analyses,
28				assessment of the

1				competitive landscape,
2				business partnerships, terms of existing
3				confidential agreements,
				revenue figures and
4				projections, and internal
5				presentations discussing
6				business strategy, which could be used to injure
7				Activision if made
8				publicly available.
9	Opposition,	Entire document	Microsoft	This deposition transcript
10	Ex. 32 (RX4038 –			contains non-public and highly sensitive
11	Gluckstein Dep. Tr.)			information including, but
12				not limited to, confidential internal decision-making
				processes, investment
13				decisions, strategic
14				evaluation of forward-
15				looking opportunities, market share analyses,
16				assessment of the
17				competitive landscape,
				business partnerships,
18				terms of existing confidential agreements,
19				revenue figures and
20				projections, and internal
21				presentations discussing
22				business strategy, which could be used to injure
23				Microsoft if made publicly
24				available.
25	Opposition, Ex. 33	Entire document	Microsoft	This deposition transcript
	(RX4000 - P.			contains non-public and highly sensitive
26	Spencer Tr. Vol. I)			information including, but
27	,			not limited to, confidential
28				internal decision-making

1				processes, investment
2				decisions, strategic
3				evaluation of forward- looking opportunities,
3				market share analyses,
4				assessment of the
5				competitive landscape,
6				business partnerships,
				terms of existing
7				confidential agreements, revenue figures and
8				projections, and internal
9				presentations discussing
				business strategy, which
10				could be used to injure
11				Microsoft if made publicly available.
12				avanable.
13	Opposition,	Entire document	Microsoft	This deposition transcript
	Ex. 34 (RX4019 – T.			contains non-public and
14	Stuart Tr.)			highly sensitive
15				information including, but not limited to, confidential
16				internal decision-making
17				processes, investment
				processes, investment
				decisions, strategic
18				decisions, strategic evaluation of forward-
				decisions, strategic evaluation of forward- looking opportunities,
18 19				decisions, strategic evaluation of forward- looking opportunities, market share analyses,
18 19 20				decisions, strategic evaluation of forward- looking opportunities, market share analyses, assessment of the
18 19				decisions, strategic evaluation of forward- looking opportunities, market share analyses,
18 19 20				decisions, strategic evaluation of forward- looking opportunities, market share analyses, assessment of the competitive landscape, business partnerships, terms of existing
18 19 20 21 22				decisions, strategic evaluation of forward- looking opportunities, market share analyses, assessment of the competitive landscape, business partnerships, terms of existing confidential agreements,
18   19   20   21   22   23				decisions, strategic evaluation of forward- looking opportunities, market share analyses, assessment of the competitive landscape, business partnerships, terms of existing confidential agreements, revenue figures and
18   19   20   21   22   23   24				decisions, strategic evaluation of forward- looking opportunities, market share analyses, assessment of the competitive landscape, business partnerships, terms of existing confidential agreements, revenue figures and projections, and internal
18   19   20   21   22   23				decisions, strategic evaluation of forward- looking opportunities, market share analyses, assessment of the competitive landscape, business partnerships, terms of existing confidential agreements, revenue figures and
18   19   20   21   22   23   24				decisions, strategic evaluation of forward- looking opportunities, market share analyses, assessment of the competitive landscape, business partnerships, terms of existing confidential agreements, revenue figures and projections, and internal presentations discussing business strategy, which could be used to injure
18   19   20   21   22   23   24   25   26				decisions, strategic evaluation of forward- looking opportunities, market share analyses, assessment of the competitive landscape, business partnerships, terms of existing confidential agreements, revenue figures and projections, and internal presentations discussing business strategy, which could be used to injure Microsoft if made publicly
18   19   20   21   22   23   24   25				decisions, strategic evaluation of forward- looking opportunities, market share analyses, assessment of the competitive landscape, business partnerships, terms of existing confidential agreements, revenue figures and projections, and internal presentations discussing business strategy, which could be used to injure

1   2   3   4   5   6   7	Opposition, Ex. 37 (RX1212)	Entire document	Microsoft	This document contains non-public and highly sensitive information including, but not limited to, terms of existing confidential agreements, which could be used to injure Microsoft if made publicly available.
8 9 10 11 12 13	Opposition, Ex. 38 (RX3019)	Entire document	Microsoft	This document contains non-public and highly sensitive information including, but not limited to, terms of existing confidential agreements, which could be used to injure Microsoft if made publicly available.
14   15   16   17   18   19   20	Opposition, Ex. 39 (RX1221)	Entire document	Microsoft	This document contains non-public and highly sensitive information including, but not limited to, terms of existing confidential agreements, which could be used to injure Microsoft if made publicly available.
20   21   22   23   24   25   26	Opposition, Ex. 40 (RX1238)	Entire document	Microsoft	This document contains non-public and highly sensitive information including, but not limited to, terms of existing confidential agreements, which could be used to injure Microsoft if made publicly available.
27 28	Opposition, Ex. 41	Entire document	Microsoft	This document contains non-public and highly

1 2	(RX1211)			sensitive information including, but not limited
3				to, terms of existing confidential agreements,
4				which could be used to injure Microsoft if made
5				publicly available.
6	Opposition, Ex. 42	Entire document	Microsoft	This document contains
7	(RX1213)			non-public and highly sensitive information
8				including, but not limited to, terms of existing
9				confidential agreements,
10				which could be used to injure Microsoft if made
12				publicly available.
13	Opposition, Ex. 43	Entire document	Microsoft	This document contains non-public and highly
14	(RX1245)			sensitive information
15				including, but not limited to, terms of existing
16				confidential agreements, which could be used to
17				injure Microsoft if made
18				publicly available.
19	Opposition, Ex. 44	Entire document	Microsoft	This document contains non-public and highly
20	(RX1222)			sensitive information
21				including, but not limited to, terms of existing
22 23				confidential agreements, which could be used to
24				injure Microsoft if made
25				publicly available.
26	Opposition, Ex. 53	Entire document	Microsoft	This investigational hearing transcript contains
27	(RX4000, RX4001,			non-public and highly
28	Spencer IH Tr.)			sensitive information
	[PROPOSED] ORD	DER RE DEFENDANTS' ADM	4IN. 19	CASE No. 3:22-CV-02880-JSC

[Proposed] Order Re Defendants' Admin. MOTION TO SEAL

1				including, but not limited
2				to, information reflecting
				internal decision-making
3				processes, strategic evaluation of forward-
4				looking opportunities,
5				market share analyses,
				assessment of the
6				competitive landscape,
7				business partnerships,
8				terms of existing
				confidential agreements, revenue figures and
9				projections, and internal
10				presentations discussing
11				business strategy, which
12				could be used to injure
12				Microsoft if made publicly
13				available.
14	Opposition,	Entire document	Activision	This document contains
	Ex. 54			non-public and highly
15				sensitive information
	Ex. 54			sensitive information including, but not limited
15	Ex. 54			sensitive information including, but not limited to, information reflecting
15 16 17	Ex. 54			sensitive information including, but not limited to, information reflecting internal decision-making
15 16 17 18	Ex. 54			sensitive information including, but not limited to, information reflecting
15 16 17	Ex. 54			sensitive information including, but not limited to, information reflecting internal decision-making processes, strategic
15 16 17 18	Ex. 54			sensitive information including, but not limited to, information reflecting internal decision-making processes, strategic evaluation of forward-
15 16 17 18 19 20	Ex. 54			sensitive information including, but not limited to, information reflecting internal decision-making processes, strategic evaluation of forward- looking opportunities, assessment of the competitive landscape,
15 16 17 18 19 20 21	Ex. 54			sensitive information including, but not limited to, information reflecting internal decision-making processes, strategic evaluation of forward- looking opportunities, assessment of the competitive landscape, business partnerships, and
15 16 17 18 19 20 21 22	Ex. 54			sensitive information including, but not limited to, information reflecting internal decision-making processes, strategic evaluation of forward- looking opportunities, assessment of the competitive landscape, business partnerships, and revenue figures and projections, which could
15 16 17 18 19 20 21 22 23	Ex. 54			sensitive information including, but not limited to, information reflecting internal decision-making processes, strategic evaluation of forward- looking opportunities, assessment of the competitive landscape, business partnerships, and revenue figures and projections, which could be used to injure
15 16 17 18 19 20 21 22	Ex. 54			sensitive information including, but not limited to, information reflecting internal decision-making processes, strategic evaluation of forward- looking opportunities, assessment of the competitive landscape, business partnerships, and revenue figures and projections, which could be used to injure Activision if made
15 16 17 18 19 20 21 22 23	Ex. 54			sensitive information including, but not limited to, information reflecting internal decision-making processes, strategic evaluation of forward- looking opportunities, assessment of the competitive landscape, business partnerships, and revenue figures and projections, which could be used to injure
15 16 17 18 19 20 21 22 23 24	Ex. 54 (RX1044)  Opposition,	Entire document	Activision	sensitive information including, but not limited to, information reflecting internal decision-making processes, strategic evaluation of forward- looking opportunities, assessment of the competitive landscape, business partnerships, and revenue figures and projections, which could be used to injure Activision if made publicly available.  This document contains
15 16 17 18 19 20 21 22 23 24 25 26	Ex. 54 (RX1044)	Entire document	Activision	sensitive information including, but not limited to, information reflecting internal decision-making processes, strategic evaluation of forward- looking opportunities, assessment of the competitive landscape, business partnerships, and revenue figures and projections, which could be used to injure Activision if made publicly available.  This document contains non-public and highly
15 16 17 18 19 20 21 22 23 24 25	Opposition, Ex. 55	Entire document	Activision	sensitive information including, but not limited to, information reflecting internal decision-making processes, strategic evaluation of forward- looking opportunities, assessment of the competitive landscape, business partnerships, and revenue figures and projections, which could be used to injure Activision if made publicly available.  This document contains

1				to, information reflecting
2				internal decision-making processes, strategic
3				evaluation of forward-
				looking opportunities,
4				assessment of the
5				competitive landscape,
6				business partnerships, and revenue figures and
7				projections, which could
				be used to injure
8				Activision if made
9				publicly available.
10	Opposition, Ex. 58	Entire document	Microsoft	This document contains
11	(Carlton Rep.)			non-public and highly sensitive information
12				including, but not limited
13				to, information reflecting
				internal decision-making
14				processes, strategic evaluation of forward-
15				looking opportunities,
16				market share analyses,
17				assessment of the
				competitive landscape,
18				business partnerships, terms of existing
19				confidential agreements,
20				revenue figures and
21				projections, and internal
22				presentations discussing business strategy, which
23				could be used to injure
24				Microsoft if made publicly available.
25	Opposition, Ex. 60	Entire document	Microsoft	This deposition transcript
26	(RX4027 –			contains non-public and highly sensitive
27	Booty Dep. Tr.)			information including, but
28				not limited to, information

1				reflecting internal
2				decision-making
				processes, strategic
3				evaluation of forward-
4				looking opportunities,
5				market share analyses, assessment of the
5				competitive landscape,
6				business partnerships,
7				terms of existing
8				confidential agreements,
				revenue figures and
9				projections, and internal presentations discussing
10				business strategy, which
11				could be used to injure
12				Microsoft if made publicly
				available.
13	Opposition,	Entire document	Microsoft	This deposition transcript
14	Ex. 68 (RX4034 –			contains non-public and
15	Lawyer Dep.			highly sensitive
				1
	Tr.)			information including, but
16	Tr.)			not limited to, information
	Tr.)			not limited to, information reflecting internal
16 17	Tr.)			not limited to, information reflecting internal decision-making
16 17 18	Tr.)			not limited to, information reflecting internal decision-making processes, strategic
16 17	Tr.)			not limited to, information reflecting internal decision-making processes, strategic evaluation of forward-
16 17 18	Tr.)			not limited to, information reflecting internal decision-making processes, strategic
16 17 18 19 20	Tr.)			not limited to, information reflecting internal decision-making processes, strategic evaluation of forward-looking opportunities,
16 17 18 19 20 21	Tr.)			not limited to, information reflecting internal decision-making processes, strategic evaluation of forward-looking opportunities, market share analyses, assessment of the competitive landscape,
16 17 18 19 20	Tr.)			not limited to, information reflecting internal decision-making processes, strategic evaluation of forward-looking opportunities, market share analyses, assessment of the competitive landscape, business partnerships,
16 17 18 19 20 21	Tr.)			not limited to, information reflecting internal decision-making processes, strategic evaluation of forward-looking opportunities, market share analyses, assessment of the competitive landscape, business partnerships, terms of existing
16 17 18 19 20 21 22 23	Tr.)			not limited to, information reflecting internal decision-making processes, strategic evaluation of forward-looking opportunities, market share analyses, assessment of the competitive landscape, business partnerships, terms of existing confidential agreements,
16 17 18 19 20 21 22 23 24	Tr.)			not limited to, information reflecting internal decision-making processes, strategic evaluation of forward-looking opportunities, market share analyses, assessment of the competitive landscape, business partnerships, terms of existing confidential agreements, revenue figures and
16 17 18 19 20 21 22 23	Tr.)			not limited to, information reflecting internal decision-making processes, strategic evaluation of forward-looking opportunities, market share analyses, assessment of the competitive landscape, business partnerships, terms of existing confidential agreements,
16 17 18 19 20 21 22 23 24	Tr.)			not limited to, information reflecting internal decision-making processes, strategic evaluation of forward-looking opportunities, market share analyses, assessment of the competitive landscape, business partnerships, terms of existing confidential agreements, revenue figures and projections, and internal presentations discussing business strategy, which
16 17 18 19 20 21 22 23 24 25 26	Tr.)			not limited to, information reflecting internal decision-making processes, strategic evaluation of forward-looking opportunities, market share analyses, assessment of the competitive landscape, business partnerships, terms of existing confidential agreements, revenue figures and projections, and internal presentations discussing business strategy, which could be used to injure
16 17 18 19 20 21 22 23 24 25	Tr.)			not limited to, information reflecting internal decision-making processes, strategic evaluation of forward-looking opportunities, market share analyses, assessment of the competitive landscape, business partnerships, terms of existing confidential agreements, revenue figures and projections, and internal presentations discussing business strategy, which

1				available.
2				
3 4	Opposition, Ex. 69	Entire document	Activision	This deposition transcript contains non-public and
5	(RX4045 – Schnakenberg Dep. Tr.)			highly sensitive information including, but
6	Бер. 11.)			not limited to, information reflecting internal
7				decision-making
8				processes, strategic evaluation of forward-
9				looking opportunities, market share analyses,
10				assessment of the competitive landscape,
12				business partnerships,
13				terms of existing confidential agreements,
14				revenue figures and projections, and internal
15				presentations discussing
16				business strategy, which could be used to injure
17 18				Activision if made publicly available.
19	Opposition,	Entire document	Microsoft	This document contains
20	Ex. 70 (RX1196)			non-public and highly
21				sensitive information including, but not limited
22				to, confidential information reflecting
23				internal decision-making
24				processes, investment decisions, and strategic
25				evaluation of forward-
26				looking opportunities, which could be used to
27				injure Microsoft if made publicly available.
28				paonery available.

23

			T	
1	Opposition, Ex. 71	Entire document	Microsoft	This deposition transcript
2	(Choudhry			contains non-public and highly sensitive
3	Dep. Tr.)			information including, but
4				not limited to, information
				reflecting internal
5				decision-making
6				processes, strategic
7				evaluation of forward-
				looking opportunities,
8				market share analyses, assessment of the
9				competitive landscape,
10				business partnerships,
				terms of existing
11				confidential agreements,
12				revenue figures and
13				projections, and internal
				presentations discussing business strategy, which
14				could be used to injure
15				Microsoft if made publicly
16				available.
17	Opposition,	Entire document	Activision	This investigational
18	Ex. 72 (Zerza IH Tr.)			hearing transcript contains
				non-public and highly
19				sensitive information including, but not limited
20				to, information reflecting
21				internal decision-making
22				processes, strategic
				evaluation of forward-
23				looking opportunities,
24				market share analyses, assessment of the
25				competitive landscape,
				business partnerships,
26				terms of existing
27				confidential agreements,
28				revenue figures and

1 2	projections, and internal presentations discussing business strategy, which				
3	could be used to injure  Activision if made				
4	publicly available.				
5					
6	Having considered Defendants' Administrative Motion, and with good cause appearing				
7	therefore:				
8	IT IS HEREBY ORDERED that the Administrative Motion is:				
9	[ ] GRANTED IN ITS ENTIRETY. The unredacted version of Defendants' Opposition shall				
10	remain under seal.				
11	[ ] DENIED IN ITS ENTIRETY. Defendants shall file a complete unredacted version of the				
12	Opposition within 7 days of entry of this Order.				
13	[ ] GRANTED/DENIED IN PART. Defendants shall file a revised redacted version of the				
14	Opposition, redacting only the information contained in the following specified paragraphs within 7 days				
15	of entry of this Order.				
16					
17	IT IS SO ORDERED.				
18					
19	DATED:, 2023 Honorable Jacqueline S. Corley				
20	United States District Judge				
21					
22					
23					
24					
25					
26					
27					
28					
	[PROPOSED] ORDER RE DEFENDANTS' ADMIN. 25 CASE NO. 3:22-CV-02880-JSC MOTION TO SEAL				